

CHAPTER 141.

JURORS AND WITNESSES' FEES.

AN ACT to Provide for the Payment of Witness Fees and Jurors' Fees in State Cases. APRIL 7.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the last clause of section 4152, chapter 162 of the Revision of 1860, be so amended as to read as follows: That in all criminal cases prosecuted in the name of the State of Iowa, where the prosecution fails, or where the defendant, being convicted, is insolvent, the fees of such witnesses for the defense as the court, after trying the case, shall determine are material, together with jurors' fees (if a jury shall have been demanded), shall be paid by the county: *Provided*, That the county may afterwards collect such fees from such defendant; *And provided further*, That nothing in this act shall be construed as preventing courts from taxing costs against private prosecutors under the provisions of section 4646 and 5086 of the Revision of 1860. Rev., § 4152. Fees of witnesses for defense & jurors in criminal trials in certain cases to be paid by county. Proviso: collection. Proviso: private prosecutors. Rev., §§ 4646 and 5086.

Approved April 7, 1868.

CHAPTER 142.

THE AGRICULTURAL COLLEGE AND FARM.

AN ACT to Provide certain Police Regulations for the Protection of the Iowa State Agricultural College and Farm and of the Students therein. APRIL 7.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That from and after the fourth day of July next, no person shall open, maintain, or conduct any shop or other place for the sale of wine, beer, or spirituous liquors, or sell the same at any place within a distance of two miles from the Agricultural College in Story county: *Provided*, That the same may be sold for sacramental, mechanical, medical, or calinary purposes. Wine, beer, &c., not to be sold within 2 miles of Agr. College. Proviso.

SEC. 2. Any person violating the provisions of this act shall be punished, on conviction by any court of

competent jurisdiction, by a fine not exceeding fifty dollars for each offense, or by imprisonment in the county jail for a term not exceeding thirty days, or by both such fine and imprisonment.

Approved April 7, 1868.

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## CHAPTER 143.

### CANADA THISTLES.

#### APRIL 7. AN ACT to Destroy Canada Thistles.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That if any resident owner of any land in this State, after having been notified in writing of the presence of Canada thistles on his or her premises, shall permit them or any part thereof to blossom or mature, he or she shall be liable to a fine of five dollars and costs of collection for each offense.

Approved April 7, 1868.

Penalty for  
allowing Can-  
ada thistles to  
grow ;

\$5 fine and  
costs.

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## CHAPTER 144.

### DISTRAINING STOCK.

#### APRIL 7. AN ACT to Protect Crops against the Invasions of Stock.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That any stock taken in the act of doing damage, between the hours of sunset and sunrise, may be distrained by the person or persons whose property is damaged, or by the person or persons having charge thereof, whether the fences surrounding such property are lawful or otherwise.

SEC. 2. Whenever any stock shall be so distrained, the person or persons sustaining the damage, or having charge of the property damaged, shall, within twenty-four hours after such distraint, notify the owner or owners, or person or persons claiming a right to such stock, (if he, she, or they can be found with reasonable

Stock doing  
damage may  
be distrained.

Owners to be  
notified of re-  
straint.